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Attorneys for Third-Party Defendant  
 SQUARE D COMPANY, a Delaware corporation

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

THE UNITED STATES OF AMERICA,  
 for the use and benefit of SUMMERS  
 GROUP, INC. a Delaware corporation  
 doing business as REXEL PACIFIC,

Use-Plaintiff,

v.

MID VALLEY ELECTRIC &  
 COMMUNICATIONS, INC., a  
 corporation dba CLYDE G. STEAGALL,  
 INC.; FIREMAN'S FUND  
 INSURANCE COMPANY, a California  
 corporation,

Defendants.

**AND RELATED COUNTERCLAIM**

SUMMERS GROUP, INC. a Delaware  
 corporation doing business as REXEL  
 PACIFIC,

Third-Party Plaintiff,

v.

SQUARE D COMPANY, a corporation,

Third-Party Defendant.

Case No.: C04 05458 RMW/HRL

**STIPULATION FOR DISMISSAL  
 OF ENTIRE ACTION AND  
 [] ORDER THEREON**

[F.R.C.P. 41]

[Assigned to Judge Ronald M. Whyte]

TO THE CLERK OF THE COURT:

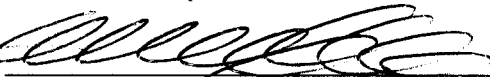
IT IS HEREBY STIPULATED, by and between Use-Plaintiff, Counter-Defendant and Third Party Plaintiff, SUMMERS GROUP, INC. a Delaware corporation doing business as REXEL PACIFIC ("REXEL"), Defendant and Counterclaimant, MID VALLEY ELECTRIC & COMMUNICATIONS, INC., a corporation dba CLYDE G. STEAGALL, INC. ("STEAGALL"), Defendant, FIREMAN'S FUND INSURANCE COMPANY, a California corporation ("FIREMAN'S"), and Third Party Defendant SQUARE D COMPANY, a corporation ("SQUARE D"), the parties to the above-entitled action, by and through their respective counsel of record, pursuant to Federal Rules of Civil Procedure Rule 41, that the above-entitled matter, including the Complaint, the Counter Claims and the Third Party Complaint, be dismissed, in its entirety, with prejudice.

IT IS FURTHER STIPULATED that this Stipulation may be executed in counterparts and that a facsimile copy of any signature shall be binding and may be filed with the Court as an original signature.

**IT IS SO STIPULATED.**

DATED: 11/14/11

WALSH & WALSH, P.C.

By: 

Michael J. Walsh, Esq.

Attorneys for Use-Plaintiff, Counter-Defendants and Third Party Plaintiff,

THE UNITED STATES OF AMERICA, for the use and benefit of SUMMERS GROUP, INC. a Delaware corporation doing business as REXEL PACIFIC

1 DATED: // -14 -11

THURBON & MCHANEY, LP

2  
3 By: 

Robert E. Thurbon, Esq.

4 Attorneys for Defendants and Counter-Claimants,  
5 MID VALLEY ELECTRIC & COMMUNICATIONS,  
6 INC., a corporation dba CLYDE G. STEAGALL,  
7 INC.; FIREMAN's FUND INSURANCE COMPANY

8  
9 DATED: 11-14-11

GIBBS, GIDEN, LOCHER, TURNER & SENET LLP

10  
11 By: 

Michael I. Wayne

12 Attorneys for Third-Party Defendant  
13 SQUARE D COMPANY, a Delaware corporation

14 THE FOREGOING IS SO ORDERED.

15  
16 Dated: ~~FFBI~~, 2011

By: 

Honorable Ronald M. Whyte